

GOVERNMENT OF ANDHRA PRADESH
A B S T R A C T

Social Welfare – Land Acquisition – Mahabubnagar District –Thomalapally Village, Pebbair Mandal - Land acquired for provision of house sites to the weaker section's people – Payment of Rs 9,11,641/- towards the balance of decretal charges as ordered in O.P.No. 205/96 - Permission accorded - Orders - Issued.

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SOCIAL WELFARE (LA) DEPARTMENT

G.O. Rt. No. 670

Dated: 23- 09- 2009

Read the following

1. From the District Collector, Mahabubnagar, Lr.No.G2/65/08, Dated: 30.12.2008.
2. From the Commissioner of Social Welfare, AP., Hyd., Lr. Rc.No. LA2/149/2009, dated 7/2/2009.
3. From the CCLA, AP, Hyderabad, Lr.No.G3/224/2009, Dated: 2.04.2009.

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ORDER:-

In the reference 1st read above, the District Collector, Mahabubnagar, has requested for sanction of decretal charges of Rs. 10,81,723/- as ordered in O.P. No. 205/96 for the land acquired, admeasuring Ac. 6.00 bearing Sy. Nos. 19/2 and 21/2 of Thomalapally (V) Pebbair (M) acquired for providing house sites to the weaker sections's people. He has further reported that the land Acquisition officer has passed an award on 14.08.96 in award No. 4/96 fixing the market value covered under acquisition as Rs. 7,500/- per acre. Aggrieved by the decision of Land Acquisition Officer, the land holder filed a petition U/s 18 of L.A. Act and the matter was referred to the Court of Senior Civil Judge, Wanaparthy. The said reference was registered as O.P. No. 205/86 on 28.04.2000 and the court has fixed the market value of area covered under acquisition as Rs. 40,000/- per acre vide their order dated.28-4-2000. The LAO filed an appeal before the Hon'ble High Court of AP and the decree holder filed cross objections. The appeal which was registered as Appeal suit No. 2469/2000 was disposed off on 28.08.2007 fixing the market value as Rs. 55,000/- per acre. Further, the High Court have observed that the claimant is entitled to all statutory benefits on the enhanced compensation including additional market value. The Govt. Pleader, High Court of AP has opined that the findings recorded by Hon'ble High Court are based upon evidence on record. Therefore, there are no valid grounds to disagree with the findings recorded by Hon'ble High Court. Finally, he opined that it is not a fit case to prefer further appeal to Hon'ble Supreme Court of India.

2. In the reference 2nd read above, the Commissioner of Social Welfare, Hyderabad., AP., Hyderabad has forwarded the proposal of the Collector, Mahabubnagar District to the CCLA., AP., Hyderabad with a request to send the same to Government for sanction of decretal charges.

3. In the reference 3rd read above, the Chief Commissioner of Land Administration, AP, Hyderabad, after calculating the interest on difference of land value, has forwarded the proposal of the Collector, Mahabubnagar District, for release of an amount of Rs.9,11,641/- towards payment of the balance of decretal charges as ordered by the High Court towards the land acquired for provision of house sites to the weaker section's people of Thomalapally village, Pebbair Mandal, Mahabubnagar District.

3. The Government, after careful examination of the above proposal, hereby accord permission to the Commissioner of Social Welfare, AP, Hyderabad for release of balance amount of Rs.9,11,641/- (Rupees Nine lakhs eleven thousand six hundred and forty one only) to the District Collector, Mahabubnagar, towards payment of the balance of decretal charges in respect of the land acquired to an extent of Ac.6.00 bearing Sy.Nos. 19/2, 21/2 in Thomalapally (V), Pebbair (M), Mahabubnagar District, for provision of house sites to the weaker section's people, as ordered by the High Court in Appeal Suit No. 2469/2000, Dated 28/8/2007.

(p.t.o)

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5. The amount of expenditure sanctioned in para (3) above shall be met from the budget provision of 2009-10 and debited to the following Head of Account:

“2225- Welfare of Scheduled Castes, Scheduled Tribes and other Backward Classes - 01- Welfare of Scheduled Castes – M.H.283 - Housing - G.H.11- Normal State Plan - SH(08) Acquisition of House sites to weaker section's under Indiramma Programme - 310/312 – other Grants-in-aid”

6. The Commissioner of Social Welfare, A.P., Hyderabad, is requested to issue necessary proceedings to the District Collector, Mahabubnagar to comply with the Court orders.

7. The District Collector, Mahabubnagar shall verify the calculation sheet submitted by the Land Acquisition Officer once again, before issue of proceedings for releasing the amount. If any discrepancy/excess claim is found in the calculation sheet in future, the Land Acquisition Officer shall be held solely responsible.

8. This order does not require the concurrence of Finance (Expr.SW) Department as per the instructions of Finance Department issued vide U.O.Note No.12869/196/A1/Esp.SW/2009, dated..22.05.2009 and Fin. Dept. U.O. No. 15926/256/A1/1/Expr.SW/09, dated.17.08.2009.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

V. NAGI REDDY,
PRINCIPAL SECRETARY TO GOVERNMENT

To

The Commissioner of Social Welfare, A.P., Hyderabad.
The Spl.C.S. and Chief Commissioner of Land Administration, AP, Hyderabad.
The District Collector, Mahabubnagar District..

Copy to:

The Director of Treasuries & Accounts, A.P. Hyderabad.
The Accountant General, A.P., Hyderabad
The Dist. Treasury Officer, Mahabubnagar District.
Finance (Exp.SW/BG) Department.
SF/SC.

//FORWARDED::BY ORDER//

SECTION OFFICER